

Assault Section A

Offender Name: _____

◆ Primary Offense

- A. Assault and battery against a family member, third or subsequent conviction (1 count) 2
- B. Assault and battery against a law enforcement officer, fire or rescue personnel (1 count) 6
- C. Any attempted or conspired assault and battery or unlawful injury (1 count) 1
- D. Unlawful injury to law enforcement officer, fire or rescue personnel (1 count) 7
- E. Any other unlawful injury
 - 1 count 1
 - 2 counts 3
- F. Any attempted or conspired malicious injury or aggravated malicious injury (1 count) 3
- G. Aggravated malicious injury (1 count) 7
- H. Malicious injury to a law enforcement officer, fire or rescue personnel (1 count) 7
- I. Any other malicious injury (1 count) 7
- J. Use of firearm in the commission of a felony (1 count) 4

Score

0	
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◆ Primary Offense Additional Counts Total the maximum penalties for counts of the primary not scored above

- | | | | | |
|--------|---------------|---|------------------|---|
| Years: | 3-10 | 1 | 24 - 31 | 4 |
| | 11 - 17 | 2 | 32 - 39 | 5 |
| | 18 - 23 | 3 | 40 or more | 6 |

0	
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◆ Additional Offenses Total the maximum penalties for additional offenses, including counts

- | | | | | |
|--------|-------------------|---|------------------|---|
| Years: | Less than 2 | 0 | 24 - 31 | 4 |
| | 2-10 | 1 | 32 - 39 | 5 |
| | 11 - 17 | 2 | 40 or more | 6 |
| | 18 - 23 | 3 | | |

0	
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◆ Weapon Used

- None 0
- Simulated weapon or other than firearm 1
- Firearm 2

0	
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◆ Serious Physical Victim Injury If YES, add 2

0	
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◆ Prior Convictions/Adjudications Total maximum penalties for the 5 most recent and serious prior record events

- | | | |
|--------|-------------------|---|
| Years: | Less than 7 | 0 |
| | 7 - 23 | 1 |
| | 24 - 46 | 2 |
| | 47 or more | 3 |

0	
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◆ Prior Incarcerations/Commitments If YES, add 2

0	
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◆ Prior Juvenile Record If YES, add 2

0	
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◆ Legally Restrained at Time of Offense

- None 0
- Other than post-incarceration supervision 3
- Post-incarceration supervision 5

0	
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SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS
ASSAULT & BATTERY AGAINST A FAMILY MEMBER § 18.2-57.2(B)

◆ Type of Prior Felony Person Convictions/Adjudications

- None 0
- Assault and battery against a family member, third or subsequent (§18.2-57.2(B)) 3
- Other person felony 4

0	
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Total Score

If total is 5 or less, go to **Section B**. If total is 6 or more, go to **Section C**.

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Assault ❖ Section B

Offender Name: _____

◆ **Victim Injury** _____

Threatened, emotional, or physical	2	<div style="border: 1px solid black; padding: 5px; display: inline-block;"> <div style="text-align: center;">Score ▼</div> <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; display: flex; align-items: center; justify-content: center;">0</div> </div>
Serious physical	4	

◆ **Additional Offenses** Total the maximum penalties for additional offenses, including counts _____

Years: Less than 5	1	<div style="border: 1px solid black; padding: 5px; display: inline-block;"> <div style="text-align: center;">▼</div> <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; display: flex; align-items: center; justify-content: center;">0</div> </div>
5 or more	2	

◆ **Weapon Used or Brandished** _____ **If YES, add 2** →

▼

0

◆ **Prior Convictions/Adjudications** Total the maximum penalties for the 5 most recent and serious prior record events _____

Years: Less than 5	0	<div style="border: 1px solid black; padding: 5px; display: inline-block;"> <div style="text-align: center;">▼</div> <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; display: flex; align-items: center; justify-content: center;">0</div> </div>
5 - 18	1	
19 - 38	2	
39 or more	3	

◆ **Prior Juvenile Record** _____ **If YES, add 3** →

▼

0

**SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS
ASSAULT & BATTERY AGAINST A FAMILY MEMBER § 18.2-57.2(B)**

◆ **Prior Incarcerations/Commitments** _____

Number: 1	1	<div style="border: 1px solid black; padding: 5px; display: inline-block;"> <div style="text-align: center;">▼</div> <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; display: flex; align-items: center; justify-content: center;">0</div> </div>
2	3	
3 or more	5	

◆ **Prior Misdemeanor Convictions/Adjudications** _____

Number: 1 - 2	0	<div style="border: 1px solid black; padding: 5px; display: inline-block;"> <div style="text-align: center;">▼</div> <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; display: flex; align-items: center; justify-content: center;">0</div> </div>
3 - 5	1	
6 - 8	2	
9 or more	3	

Total Score _____ →

▼

See **Assault Section B Recommendation Table** to convert score to guidelines sentence.

Assault — Section C

Offender Name: _____

— Prior Record Classification —

◆ Primary Offense

☐ Category I ☐ Category II ☐ Other

A. Assault and battery against a family member, third or subsequent conviction (1 count)	28	14	7
B. Assault and battery against a law enforcement officer, fire or rescue personnel (1 count)	32	16	8
C. Unlawful injury (1 count)	32	16	8
D. Any attempted or conspired malicious injury (1 count)	68	34	17
E. Any completed malicious injury			
1 count	102	68	34
2 counts	120	80	40
3 counts	204	136	68
F. Aggravated malicious injury (1 count)	264	176	88
G. Use of firearm in the commission of a felony- first offense (1 count)	32	32	32
H. Use of firearm in the commission of a felony- subsequent offense (1 count)	56	56	56

Score

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◆ Primary Offense Additional Counts Assign points to each count of the primary not scored above and total the points

Primary offense malicious, aggravated malicious wounding or use of firearm	
Maximum Penalty (years)	Points
3	2
5	3
10	6
20	13
30	19
Life	26

Primary offense unlawful Injury or any assault and battery

Maximum Penalty (years)	Points
5	3
10	5

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◆ Additional Offenses Assign points to each additional offense (including counts) and total the points

Primary offense malicious, aggravated malicious wounding or use of firearm	
Maximum Penalty (years)	Points
Less than 1	0
1, 2	1
3	2
4, 5	3
10	6
20	13
30	19
40 or more	26

Primary offense unlawful Injury or any assault and battery

Maximum Penalty (years)	Points
Less than 1	0
1, 2	1
3, 4	2
5	3
10	5
20	11
30	16
40 or more	22

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◆ Weapon Used

Primary offense malicious, aggravated malicious wounding or use of firearm	
Simulated weapon or other than listed below	0
Knife or firearm	4

Primary offense unlawful Injury or any assault and battery

Simulated weapon or other than listed below	0
Knife	2
Firearm	3

0	0	
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◆ Number of Victims Receiving Serious Physical Injury

Primary offense malicious, aggravated malicious wounding or use of firearm	
Number	Score
1	14
2	70
3 or more	85

Primary offense unlawful Injury or any assault and battery

Number	Score
1 or more	3

0		
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◆ Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

Primary offense malicious, aggravated malicious wounding or use of firearm	
Maximum Penalty (years)	Points
Less than 5	0
5, 10	1
20	2
30	3
40 or more	4

Primary offense unlawful Injury or any assault and battery

Maximum Penalty (years)	Points
Less than 4	0
4, 5, 10	1
20	3
30	4
40 or more	6

0		
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◆ Prior Felony Convictions/Adjudications Against Person

Primary offense malicious, aggravated malicious wounding or use of firearm	
Number	Score
1	6
2	12
3 or more	18

Primary offense unlawful Injury or any assault and battery

Do Not Score

0		
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◆ Legally Restrained at Time of Offense

Primary offense malicious, aggravated malicious wounding or use of firearm	
If YES, add 6	

Primary offense unlawful Injury or any assault and battery

If YES, add 2

0	0	
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Total Score

See Assault Section C Recommendation Table for guidelines sentence range.

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